

June 20, 2014

Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, DC 20426

RE: *Covanta Essex Company*  
Change in EWG Status  
Docket No. EG98-75-00\_

Dear Secretary Bose:

Pursuant to Section 366.7(c)(3) of the Federal Energy Regulatory Commission's ("Commission") Regulations, 18 C.F.R. § 366.7(c)(3), Covanta Essex Company ("Covanta Essex") hereby notifies the Commission that it no longer has status as an exempt wholesale generator ("EWG").

Covanta Essex owns and operates an approximately 69 MW waste-to-energy qualifying small power production facility<sup>1</sup> located in Newark, New Jersey. Covanta Essex is authorized to make sales of energy, capacity and ancillary services at market-based rates.<sup>2</sup> Covanta Essex was determined to be an EWG as defined in Section 32 of the Public Utility Holding Company Act of 1935, as amended.<sup>3</sup>

Due to a change in circumstance, Covanta Essex is notifying the Commission that it no longer seeks to maintain EWG status. Specifically, Covanta Essex now makes on-

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<sup>1</sup> Covanta Essex most recently filed for self-recertification of its qualifying facility status on December 8, 2005 in Docket No. QF85-206-005.

<sup>2</sup> *American Ref-Fuel Company of Essex County*, Letter Order, Docket No. ER03-170-000 (Dec. 26, 2002). In 2005, the name of American Ref-Fuel Company of Essex County was changed to Covanta Essex Company. On August 26, 2005, Covanta Essex submitted a Notice of Succession with respect to American Ref-Fuel Company of Essex County's FERC Electric Tariff, Original Volume No. 2 to reflect this change. The Commission issued a letter order on November 22, 2005 accepting the Notice of Succession in Docket Nos. ER05-1396-000 and ER05-1396-001. The Commission approved Covanta Essex's most recent triennial market power update on January 31, 2012. *Covanta Delaware Valley, L.P., et al.*, Letter Order, Docket Nos. ER10-2310-001, *et al.* (Jan. 31, 2012).

<sup>3</sup> *American Ref-Fuel Company of Essex County*, 83 FERC ¶ 62,276 (1998).

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site retail energy sales to a single non-affiliated purchaser, and thus, the output of the eligible facility is no longer sold exclusively at wholesale.

If you have any questions concerning this filing, please contact the undersigned.

Respectfully submitted,

/s/ Catherine P. McCarthy

Catherine P. McCarthy

Serena A. Rwejuna

*Counsel to Covanta Essex Company*

**CERTIFICATE OF SERVICE**

Pursuant to Rule 2010 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.2010, I hereby certify that I have this day served a copy of the foregoing on all persons designated on the official service list compiled by the Secretary in this proceeding.

Dated at Washington, D.C. this 20th day of June, 2014.

**/s/ Serena A. Rwejuna**

Serena A. Rwejuna